

1 THE HONORABLE JOHN C. COUGHENOUR
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 THOMAS HILL,

11 v.
12 Plaintiff,

13 BUILDER SERVICES GROUP INC, *et al.*,

14 Defendants.

CASE NO. C20-1478-JCC

ORDER

15 This matter comes before the Court on Defendants' Motion to Lift Stay and Dismiss for
16 Failure to Prosecute. (Dkt. No. 54.)

17 Under Federal Rules Civil Procedure 41(b), "if the plaintiff fails to prosecute or to
18 comply with [the Federal Rules of Civil Procedure] or a court order, a defendant may move to
19 dismiss the action or any claim against it." Under Local Rule 41(b), "The plaintiff in any such
20 action shall be given an opportunity to show cause in writing, or at the court's election in open
21 court, why the case should not be dismissed."

22 Plaintiff has taken no action to prosecute this litigation since December 2020, and it has
23 been more than a year since any action of record has been taken. (Dkt. No. 53.) Defendant filed
24 the present motion on October 20, 2022, and Plaintiff failed to submit any response to
25 demonstrate why the case should not be dismissed.

26 Therefore, the Court GRANTS Defendants' motion and DISMISSES Plaintiff's

1 complaint with prejudice.

2 DATED this 14th day of November 2022.

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John C. Coughenour
UNITED STATES DISTRICT JUDGE